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10 **UNITED STATES DISTRICT COURT**
11 **DISTRICT OF NEVADA**

12 Gustavo A. Iglesias,

13 Plaintiff,

14 v.

15 Trans Union LLC.; Experian
16 Information Solutions Inc.; Equifax
17 Information Services LLC; Ally
18 Financial Inc.,

19 Defendants.

Case No.: 2:20-cv-02099-GMN-NJK

**Stipulated Discovery Plan and
Scheduling Order Submitted in
Compliance with LR 26-1(b)**

20 Gustavo A. Iglesias and Trans Union LLC.; Experian Information Solutions
21 Inc.; Equifax Information Services LLC; Ally Financial Inc. (jointly as the
22 “parties”), by and through their respective counsel, hereby submit this proposed
23 Joint Discovery Plan and Scheduling Order.
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PROPOSED DISCOVERY PLAN

The parties propose the following discovery plan and scheduling order:

1. Initial disclosures Feb 5, 2021
2. Amend pleadings and add parties .. Mar 9, 2021
3. Expert disclosures (initial): Apr 8, 2021
4. Expert disclosures (rebuttal): May 10, 2021
5. Discovery cutoff date: Jun 7, 2021
6. Dispositive motions: Jul 7, 2021
7. Pretrial order Aug 6, 2021

In the event that dispositive motions are filed, the date for filing the joint pretrial order shall be suspended until 30 days after decision on the dispositive motions or until further order of the court.

Pretrial Disclosures: The disclosures required by Rule 26(a)(3), and any objections thereto, shall be included in the joint pretrial order.

Extensions or Modifications of the Discovery Plan and Scheduling Order: Applications to extend any date set by the discovery plan, scheduling order, or other order must comply with the Local Rules.

Protective Order: The parties may seek to enter a stipulated protective order pursuant to Rule 26(c) prior to producing any confidential documents.

Electronic Service: The parties agree that pursuant to Rule 5(b)(2)(E) and 6(d) of the Federal Rules of Civil Procedure any pleadings or other papers may be served by sending such documents by email to the primary email addresses for all counsel of record. The format to be used for attachments to any email message shall be Microsoft Word (.doc) or Adobe Acrobat (.pdf). If an error or delayed delivery message is received by the sending party, that party shall promptly (within one business day of receipt of such message) notify the intended recipient of the message

1 and serve the pleading or other papers by other authorized means. Hard copies of all
2 electronically served documents will be made available to any party upon request.

3 Alternative Dispute Resolution Certification: The parties certify that they
4 met and conferred about the possibility of using alternative dispute-resolution
5 processes including mediation, arbitration, and early neutral evaluation. The
6 parties have not reached any stipulations at this stage.

7 Defendant Ally Financial asserts that Plaintiff's claims are subject to an Arbitration
8 Agreement requiring mandatory and binding arbitration pursuant to the Federal Arbitration Act, 9
9 U.S.C. Section 1, *et seq.*

10 Alternative Forms of Case Disposition Certification: The parties certify that
11 they considered consent to trial by a magistrate judge under 28 U.S.C. § 636(c) and
12 Fed. R. Civ. P. 73 and the use of the Short Trial Program (General Order 2013-01).
13 The parties have not reached any stipulations at this stage.

14 Electronic Evidence: Electronically stored information: The parties have
15 discussed the retention and production of electronic data. The parties agree that
16 service of discovery by electronic means, including sending original electronic files
17 by email, pdf. or on a CD is sufficient. The parties reserve the right to revisit this
18 issue if a dispute or need arises.

19 Electronic evidence conference certification: The parties further intend to
20 present evidence in electronic format to jurors for the purposes of jury deliberations
21 at trial. The parties discussed the presentation of evidence for juror deliberations but
22 did not reach any stipulations as to the method at this early stage.

23 Dated: January 26, 2021.

24 **KIND LAW**

25
26 /s/ Michael Kind

27 Michael Kind, Esq.

DISCOVERY PLAN

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SCHEDULING ORDER

The above-set stipulated Discovery Plan of the parties shall be the Scheduling Order for this action pursuant to Federal Rule of Civil Procedure 16(b) and Local Rule 16-1.

IT IS SO ORDERED:


UNITED STATES MAGISTRATE JUDGE

DATED: January 28, 2021